

**Response to Missing  
Requirements Under  
35 USC § 371**

Attorney Docket No.: FBRIC48.001APC  
First Named Inventor: Martin et al.  
Int'l Application No.: PCT/AU03/00706  
US Application No.: 10/517,078  
Entered National Phase: December 6, 2004  
Title: NOVEL SCREENS TO IDENTIFY AGENTS THAT  
MODULATE RETINAL BLOOD VESSEL FUNCTION  
AND PERICYTE FUNCTION AND DIAGNOSTIC AND  
THERAPEUTIC APPLICATION THEREFOR

**Direct all correspondence to Customer No.: 20995**

Date: May 31, 2005

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**Mail Stop PCT**

United States Patent and Trademark Office  
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are being deposited with the United States Postal Service as first-class  
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Office, PO Box 1450, Alexandria, VA 22313-1450, on

May 31, 2005

(Date)

Jennifer A. Haynes, Ph. D., Reg. No. 48,868

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and  
other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC  
371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated April 1, 2005.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 2 pages.
- (X) Return prepaid postcard.

**FILING FEES NOT YET PAID:**

| FEE CALCULATION |                   |              |                      |              |
|-----------------|-------------------|--------------|----------------------|--------------|
| FEE TYPE        |                   | LARGE FEE    | CALCULATION          | TOTAL        |
| Late Oath/Decl. | 37 CFR § 1.492(h) | 1617 (\$130) |                      | \$130        |
|                 |                   |              | <b>TOTAL FEE DUE</b> | <b>\$130</b> |

- (X) A check in the amount of **\$130** is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or  
credit any overpayment to Deposit Account No. 11-1410.

06/07/2005 GFREY1 00000072 10517078

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/517,078                  | Donald Keith Martin   | FBRIC48.001APC   |

INTERNATIONAL APPLICATION NO.

PCT/AU03/00706

I.A. FILING DATE

06/06/2003

PRIORITY DATE

06/07/2002

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 IRVINE, CA 92614

CONFIRMATION NO. 8640

371 FORMALITIES LETTER



\*OC000000015628600\*

Date Mailed: 04/01/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/06/2004
- Copy of the International Search Report filed on 12/06/2004
- Copy of IPE Report filed on 12/06/2004
- Preliminary Amendments filed on 12/06/2004
- Request for Immediate Examination filed on 12/06/2004
- U.S. Basic National Fees filed on 12/06/2004
- Priority Documents filed on 12/06/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

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PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/517,078                  | PCT/AU03/00706                | FBRIC48.001APC   |

FORM PCT/DO/EO/905 (371 Formalities Notice)